

## CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS					
<p>LUTHER VERNON FRANCIS,</p> <p>Plaintiff,</p> <p>vs.</p> <p>UNITED STATES OF AMERICA,</p> <p>Defendant.</p>		<p>For plaintiff:</p> <p>pro se</p> <p>Elreno, Oklahoma Reformatory</p> <p>Robert Butler</p> <p>5046 N. Peoria</p> <p>Tulsa, Okla. 74126</p> <p>Frank Greer</p> <p>Pythian Bldg.</p> <p>Tulsa, Okla. 74106</p> <p>For defendant:</p> <p>Ben F. Baker</p>					
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.		
J.S. 5 mailed 4-1-72	Clerk						
J.S. 6 mailed 6-1-72	Marshal						
Basis of Action: Habeas	Docket fee						
28 U.S. 2255 Corpus.	Witness fees						
Action arose at:	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
3-20-72	Application to Proceed without prepayment of costs, affidavit in support thereof, and (order to Judge), filed. v	
3-21-72	Order granting petitioner right to proceed forma pauperis. (AEB-J)rm	
3-21-72	Motion, pursuant to 28 USC 2255, filed. rm <i>(file to same)</i>	
4-12-72	Order granting Writ of Hab. Coep. ad testificandum, filed. (AEB-J)r	
4-12-72	Writ of Hab. Corp. ad testificandum, issued. r	
4-13-72	Ordered by the Court that this case is set for a motion hearing set at 10:00 a.m., Tuesday, 4-18-72. (AEB-J)v -parties notified.	
4-18-72	Case called for 2255 motion on this date. Parties present and represented. Deft. moves Court to pass case to later date. Court passes case until 4-25-72/11:00 a.m. Bond reset in the amount of \$50,000.00, cash or surety. Deft. remanded to U.S. Marshal. (AEB-J)v (Pat Malloy stood in for Pltf.'s Atty., Rober Butler) <i>parties notified of hearing</i>	
4-24-72	Ordered by the Court that case be stricken from motion docket of 4-25-72 and reset on motion docket of 4-28-72 at 10:00 A.M. for hearing on motion pursuant to U.S.C. 2255. (AEB-J)v -parties notified.	
4-28-72	Hearing held on Motion pursuant to 28 U.S.C. 2255. Parties present & Malloy for Pltf. atty/2255 Motion is vacated along with previous ruling and plea of Luther V. Francis in case 70-CR-40,----- and he is permitted to re-plea in that case, which is set for Arraignment on May 9, 1972, at 10:00 A.M. Bond is to remain at \$35,000.00, cash or surety. Deft. remanded to U.S. Marshal. Court relieves Butler as Counselor and appoints Frank Greer as new counsel. (AEB-J)v	
8-9-72	Return on writ of habeas corpus ad testificandum, filed. Executed by taking Luther Vernon Francis into custody at El Reno Federal Reformatory, and delivering him to the Tulsa County Jail, Tulsa, Oklahoma on 4-17-72.	